



PATENT
Customer No. 22,852
Attorney Docket No. 06530.0309

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
David I. FREED) Group Art Unit: 3739
Application No.: 10/760,520) Examiner: M. Kasztejna
Filed: January 21, 2004) Notice of Allowance Dated: April 22, 2005
For: ENDOSCOPIC DEVICE HAVING) Confirmation No.: 1095
SPRAY MECHANISM AND)
RELATED METHODS OF USE)

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(d)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(d), Applicant brings to the attention of the Examiner the documents on the attached IDS Form PTO/SB/08. This Information Disclosure Statement is being filed after a Notice of Allowance but before payment of the Issue Fee and is accompanied by a fee of \$180.00 as specified under § 1.17(p) and a certification as specified under § 1.97(e). Applicant respectfully requests that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached IDS Form.

Each document listed in this Information Disclosure Statement was first cited in a communication from the European Patent Office in a corresponding PCT international application (i.e., PCT/US2005/001786), and this Information Disclosure Statement is

being filed within thirty days of the mailing date (i.e., May 2, 2005) of that communication. In accordance with 37 C.F.R. § 1.704(d), no negative patent term adjustment consequences will apply to this Information Disclosure Statement.

Copies of the U.S. patent documents are not enclosed. Applicant respectfully requests that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached IDS Form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claims in the application and Applicant determines that the cited documents do not constitute "prior art" under United States law, Applicant reserves the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

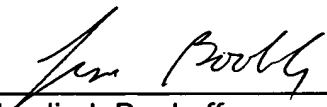
Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement that is not otherwise provided, please charge the fee to our Deposit Account No. 06-0916.

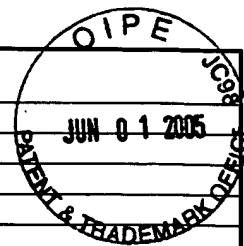
Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: June 1, 2005

By: 
Leslie I. Bookoff
Reg. No. 38,084

IDS Form PTO/SB/08: Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i>			Complete if Known		
			Application Number	10/760,520	
			Filing Date	January 21, 2004	
			First Named Inventor	David I. FREED	
			Art Unit	3739	
			Examiner Name	M. Kasztejna	
Attorney Docket Number	06530.0309				
Sheet	1	of	1		



U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS					
Examiner Initials	Cite No. ¹	Document Number	Issue or Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
		US-4,682,599	07-28-1987	Konomura	
		US-5,098,440	03-24-1992	Hillstead	
		US-5,486,182	01-23-1996	Nakao et al.	
		US-6,402,740	06-11-2002	Ellis et al.	

Note: Submission of copies of U.S. Patents and published U.S. Patent Applications is not required.

FOREIGN PATENT DOCUMENTS						
Examiner Initials	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Translation ⁶
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Translation ⁶

Examiner Signature		Date Considered	
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.